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REMARKS

Applicant has amended Claims 16-19, 21, 23-34. Applicant respectfully submits that the amendment to claims is supported by the application as originally filed and does not contain any new matter. Therefore, the Office Action will be discussed in terms of the claims as amended.

The Examiner has rejected claim 28 under 35 USC 112, second paragraph, as being indefinite. In view of the amendments to claim 28, Applicant respectfully submits that claim 28 complies with the requirements of 35 USC 112, second paragraph.

The Examiner has rejected claim 16, 18, 24, 26, 29 and 31-33 under 35 USC 102 as being anticipated by Ohgushi et al., stating that Ohgushi et al. discloses each and every element of Applicant's invention as claimed.

In reply thereto, Applicant has carefully reviewed Ohgushi et al. and respectfully submits that it relates to an automatic e-mail distribution system in which the event information comprises an assembly condition of e-mail to be distributed and distribution timing, namely the event information described in Ohgushi et al. defines the operation to be executed. In other words, Applicant respectfully submits that while Ohgushi et al. relates to an electronic mail communication apparatus, it relates to a control system for controlling replies to e-mails in cases where the e-mail is sent to a plurality of parties and the different ones of the plurality of parties may respond in different times and not be aware of the responses of the other parties.

In contrast to Ohgushi et al., in Applicant's invention, the event specified is the generation and change of operation of a predetermined electronic device connected to a communication network so that the event is an object to be observed.

In view of the above, therefore, Applicant respectfully submits that Ohgushi et al. does not disclose each and every element of Applicant's invention and claims 16, 18, 24, 26, 29 and 31-33 are not anticipated thereby.

The Examiner has rejected claim 17, 19, 22, 23, 25, 27, 28, 30 and 34 under 35 USC 103 as being obvious over Ohgushi et al. in view of Tso et al., stating that Ohgushi et al. teaches a method for automatically transferring an electronic mail over a communication network which includes all of the steps of the present invention except for specifically teaching that said transfer trigger condition includes as event information arrival at specified place of a mobile electronic apparatus and the positional information of which can be obtained via said network; Tso et al.

teaches an analogous system for distributing electronic information to a targeted group of users which comprises an electronic information with a trigger condition including as event information arrival at a specified place of a mobile electronic apparatus, the positional information of which can be obtained via said network; and it would have been obvious to one of ordinary skill in the art to modify Ohgushi et al. in view of the teachings of Tso et al.

In reply thereto, Applicant would like to incorporate by reference his comments above concerning Applicant's invention and Ohgushi et al. In addition, Applicant has carefully reviewed Tso et al. and respectfully submits that while it may relate to an automatic distribution system of information, it only shows a schedule - resource controller which filters the traffic information InfoBites depending on the time and the user's place. In particular, Applicant respectfully submits that it is the filtering of information to select the information of the user's place and is not a transfer trigger as is required by Applicant's invention.

In view of the above, therefore, Applicant respectfully submits that the combination of Ohgushi et al. and Tso et al. is not Applicant's invention and claims 17, 19, 22, 23, 25, 27, 28, 30 and 34 are not obvious thereover.

The Examiner has rejected claims 20 and 21 under 35 USC 103 as being obvious over Ohgushi et al. in view of Leonard et al., stating that Ohgushi et al. teaches substantially all of the limitations of the claims but fails to specifically teach that each transfer trigger condition added on the expiry date of automatic transferring for each registered electronic mail and wherein said electronic mail of which expiry date for automatic transferring has expired is transferred to the communication terminal unit with the address to be transferred or is erased, when the corresponding expiry date set in said transfer trigger condition expires; Leonard et al. teaches these concepts; and it would have been obvious to one of ordinary skill in the art to modify Ohgushi et al. in view of the teachings of Leonard et al.

In reply thereto, Applicant would like to incorporate by reference his comments above concerning Applicant's invention and Ohgushi et al. In addition, Applicant has carefully reviewed Leonard et al. and respectfully submits that Leonard et al. is particularly aimed at providing a system wherein the originator or sender may control the life span of the message. In other words, Applicant respectfully submits that the sender or originator may select the date, time, etc. at which the message in all of its incarnations of the message self-destruct and are

erased. Accordingly, Applicant respectfully submits that Leonard et al. does not disclose that which the Examiner suggests it does.

In view of the above, therefore, Applicant respectfully submits that the combination suggested by the Examiner is not Applicant's invention and claims 20 and 21 are not obvious thereover.

In view of the above, therefore, it is respectfully requested that this Amendment be entered, favorably considered and the case passed to issue.

Please charge any additional costs incurred by or in order to implement this Amendment or required by any requests for extensions of time to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,

KODA & ANDROLIA

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